

FIRST REGULAR SESSION

HOUSE BILL NO. 491

91ST GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES GEORGE, HICKEY (Co-sponsors), HOLT,
GREEN (15) AND WAGNER.

Read 1st time January 23, 2001, and 1000 copies ordered printed.

TED WEDEL, Chief Clerk

0807L.011

AN ACT

To repeal section 77.370, RSMo 2000, relating to election of marshals in cities which contract for police service, and to enact in lieu thereof one new section relating to the same subject.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Section 77.370, RSMo 2000, is repealed and one new section enacted in lieu thereof, to be known as section 77.370, to read as follows:

77.370. 1. Except as hereinafter provided, the following officers shall be elected by the voters of the city: Mayor, police judge, attorney, assessor, collector, treasurer and, except in cities which adopt the merit system police department **or in cities which contract with another entity for police service**, a marshal.

2. The attorney shall be a person licensed to practice law in Missouri, and the council, by ordinance, may provide for the appointment of an attorney, by the mayor with the approval of the council, in lieu of electing an attorney. If so appointed he shall serve at the pleasure of the mayor and council.

3. Whenever a city contracts for the assessment of property or the collection of taxes [by the county or township assessor or collector, respectively,] **with either a public or private entity** as authorized by section 70.220, RSMo, the city council shall by ordinance provide that at the expiration of the term of the then city assessor or collector, as the case may be, the office is abolished and thereafter no election shall be had to fill the office; except that in the event the contract expires and, for any reason, is not renewed, the council may by ordinance provide for the election of such officer at the next and succeeding regular elections for municipal officers.

EXPLANATION — Matter enclosed in bold faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.

16 4. The term of office for each of the officers is two years except the office of mayor and
17 the marshal which are four-year terms. All officers hold office until their successors are duly
18 elected or appointed and qualified.

19 5. The council, by ordinance, may provide that any officer of the city except the mayor
20 and the councilmen shall be appointed instead of elected. Such ordinance shall set the manner
21 of appointment, in accordance with section 77.330, and the term of office for each appointive
22 officer, which term shall not exceed four years.